

**Baker & Hostetler LLP**

45 Rockefeller Plaza  
New York, New York 10111  
David J. Sheehan  
Keith R. Murphy  
Robertson D. Beckerlegge  
Elyssa S. Kates  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201

*Attorneys for Irving H. Picard, Trustee for the  
Substantively Consolidated SIPA Liquidation of  
Bernard L. Madoff Investment Securities LLC and  
the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation  
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

JOEL I. GORDON REVOCABLE TRUST U/A/D  
5/11/94 and JOEL I. GORDON,

Defendants.

Adv. Pro. No. 10-04615 (SMB)

**STIPULATION AND ORDER FOR VOLUNTARY DISMISSAL  
OF ADVERSARY PROCEEDING**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel, Baker & Hostetler LLP, and defendants Joel I. Gordon Revocable Trust U/A/D 5/11/94 (the “Trust”) and Joel I. Gordon, (collectively, the “Defendants”), by and through their counsel (collectively, the “Parties”), hereby stipulate and agree to the following:

1. On December 1, 2010, the Trustee filed and served a complaint against Defendants.
2. On January 25, 2012, the Trustee filed and served an amended complaint (the “Amended Complaint”) against Defendants which sought the avoidance and recovery of transfers from BLMIS to the Defendants.
3. On April 16, 2014, Defendants served an answer on the Trustee.
4. The Trust has represented to the Trustee that it has been depleted and has no assets with which to satisfy a judgment.
5. Defendant Joel I. Gordon passed away on February 10, 2010.
6. Based on the foregoing, in accordance with Federal Rule of Bankruptcy Procedure 7041(a)(1)(ii), and Federal Rule of Civil Procedure 41(a)(1), the Parties hereby stipulate to a dismissal with prejudice of the Trustee’s claims against Defendants in the above-captioned adversary proceeding and to dismissing the adversary proceeding.
7. The provisions of this Stipulation shall be binding upon and shall inure to the benefit of the Parties and their respective successors and assigns and upon all creditors and

parties of interest.

8. This Stipulation may be signed by the Parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: November 18, 2015

**BAKER & HOSTETLER LLP**

/s/ Keith R. Murphy  
45 Rockefeller Plaza  
New York, New York 10111  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201  
David J. Sheehan  
Email: [dsheehan@bakerlaw.com](mailto:dsheehan@bakerlaw.com)  
Keith R. Murphy  
Email: [kmurphy@bakerlaw.com](mailto:kmurphy@bakerlaw.com)  
Robertson D. Beckerlegge  
Email: [rbeckerlegge@bakerlaw.com](mailto:rbeckerlegge@bakerlaw.com)  
Elyssa S. Kates  
Email: [ekates@bakerlaw.com](mailto:ekates@bakerlaw.com)

*Attorneys for Irving H. Picard, Trustee for the  
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and the Estate of Bernard L. Madoff*

**DENTONS US LLP**

/s/ Carole Neville  
1221 Avenue of the Americas  
New York, New York 10020  
Telephone: (212) 768-6700  
Facsimile: (212) 768-6800  
Carole Neville  
Email: [carole.neville@dentons.com](mailto:carole.neville@dentons.com)

*Attorneys for Defendants*

SO ORDERED

Dated: November 19, 2015  
New York, New York

/s/ Stuart M. Bernstein  
HON. STUART M. BERNSTEIN  
UNITED STATES BANKRUPTCY JUDGE